

**NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

CYNTHIA RUSSO, LISA BULLARD,  
RICARDO GONZALES, INTERNATIONAL  
BROTHERHOOD OF ELECTRICAL  
WORKERS LOCAL 38 HEALTH AND  
WELFARE FUND, INTERNATIONAL  
UNION OF OPERATING ENGINEERS  
LOCAL 295-295C WELFARE FUND, AND  
STEAMFITTERS FUND LOCAL 439, on  
Behalf of Themselves and All Others Similarly  
Situated,

Plaintiffs,

v.

WALGREEN CO.,

Defendant.

Civil No. 1:17-cv-02246

Judge Edmond E. Chang

Magistrate Judge Sheila Finnegan

**PLAINTIFFS' UNOPPOSED MOTION TO SEAL**

Plaintiffs respectfully move the Court for leave pursuant to Local Rule 26.2 to file under seal:

1. Plaintiffs' Reply Memorandum of Law in further support of Plaintiffs' Motion to Exclude James W. Hughes' Expert Report and Testimony Under F.R.E. 702 ("Hughes Daubert Reply");
2. Plaintiffs' Opposition to Defendant Walgreen Co.'s Motion to Strike or Exclude Lynette Hilton's Rebuttal Report and any Testimony Regarding the Same Pursuant to Federal Rules of Evidence 702 and 403 and Federal Rule of Civil Procedure 26 ("Hilton Rebuttal Daubert Opposition"); and
3. Exhibits A-C attached to the Declaration of Carey Alexander in Support of Plaintiffs' Opposition to Defendant Walgreen Co.'s Motion to Strike or Exclude Lynette Hilton's

Rebuttal Report and any Testimony Regarding the Same Pursuant to Federal Rules of Evidence 702 and 403 and Federal Rule of Civil Procedure 26 (“Alexander Declaration”).

In support of Plaintiffs’ motion, which Defendant Walgreen Co. does not oppose, Plaintiffs state the following:

4. Pursuant to Local Rule 26.2(c), “[a]ny party wishing to file a document or portion of a document electronically under seal in connection with a motion, brief or other submission must: (1) provisionally file the document electronically under seal; (2) file electronically at the same time a public-record version of the brief, motion or other submission with only the sealed document excluded; and (3) move the court for leave to file the document under seal.”

5. The Hughes Daubert Reply and Hilton Rebuttal Daubert Opposition contain descriptions of information contained within and quotations from documents and depositions that have been designated as “Confidential” pursuant to the Agreed Confidentiality Order (ECF No. 79) (the “Confidentiality Order”).

6. Exhibits A-C to the Alexander Declaration contain material that has been designated as “Confidential” pursuant to the Confidentiality Order.

7. Contemporaneously with this filing, Plaintiffs will publicly file redacted versions of the Hughes Daubert Reply and Hilton Rebuttal Daubert Opposition.

WHEREFORE, for good cause shown, Plaintiffs hereby respectfully move for leave to file under seal:

- a. the unredacted version of the Hughes Daubert Reply and Hilton Rebuttal Daubert Opposition; and
- b. Exhibits A-C of the Alexander Declaration.

Dated: November 15, 2023

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/s/ Joseph P. Guglielmo

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**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing document was filed electronically through the Court's Electronic Case Filing System, which will then send a notification of such filing to the registered participants as identified on the Notice of Electronic Filing.

/s/ Joseph P. Guglielmo  
Joseph P. Guglielmo